IN THE HIGH COURT OF BOMBAY AT GOA

SECOND APPEAL NO. 161 OF 2004

SMT. MARIA ANTONETA OPHELIA ALMEIDA AND ANR., ...Appellants

Versus

SHRI DAMODAR R.PAWASKAR AND 5 ORS., ...Respondents

Shri R.M. Shinkre, advocate for the appellants.

Coram:- R. M. LODHA, J.

Date:- 25th August, 2005

P.C.

Heard Mr. Shinkre, learned counsel for the appellants.

The Appeal Court concluded that the plaintiffs have not been able to prove that the defendants illegally constructed the suit structure in the month of April, 1979. Though the finding of the Appeal Court is that of reversal, the Appeal Court has considered the oral and the documentary evidence led by the parties and then reached the said finding. The finding is concluded on facts. No substantial question of law arises.

The Appeal is dismissed in limine.

R. M. LODHA, J.